

RESOLUTION NO. 2022-50

A JOINT RESOLUTION OF THE CITIES OF HAMPTON, LOCUST GROVE, MCDONOUGH, STOCKBRIDGE, AND HENRY COUNTY, GEORGIA, APPROVING A NEW LOCAL OPTION SALES TAX DISTRIBUTION FOR THE PERIOD FOLLOWING THE 2020 DECENTNIAL CENSUS PER O.C.G.A. § 48-8-89, *et seq.*

WITNESSETH:

WHEREAS, the Cities of Hampton, Georgia, Locust Grove, Georgia, McDonough, Georgia, and Stockbridge, Georgia (collectively, “Cities”) are municipal corporations duly organized and existing under the laws of the State of Georgia;

WHEREAS, Henry County, Georgia (“County”) is a duly formed political subdivision of the State of Georgia;

WHEREAS, O.C.G.A. § 48-8-89, *et seq.*, requires each county and all cities located therein to convene negotiations and develop a new LOST Certificate of Distributions after each decennial census year; and

WHEREAS, the Cities and County have been engaged in negotiations to revise the Parties’ current LOST Distribution since the 2020 Decennial Census; and

WHEREAS, the Cities and the County are each authorized to levy LOST to use towards the reduction of ad valorem property tax; and

WHEREAS, the Parties have reviewed, revised, and reached an agreement on a new LOST Certificate of Distribution and submit to the Commissioner of the Georgia Department of Revenue a new Certificate;

WHEREAS, the Mayors and Councils of the Cities and the Board of Commissioners of the County desire to approve a new LOST Distribution Certificate attached hereto including the forms as required as set forth herein;

THEREFORE, IT IS NOW JOINTLY RESOLVED BY THE CITY COUNCIL OF THE CITIES OF HAMPTON, LOCUST GROVE, MCDONOUGH, AND STOCKBRIDGE AND THE HENRY COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

- I. Incorporation of Recitals.** The above-stated recitals are true and correct and are incorporated as though fully set forth herein.
- II. Acceptance of New Local Option Sales Tax Distribution Certificate.** The County and Cities hereby approve the LOST Distribution Certificate and if necessary, any associated forms and intergovernmental agreements thereto, which are attached hereto as Exhibit “A,” as the parties’ new LOST Distribution Certificate(s) covering periods of 2023 to 2032. Said documents have been discussed, reviewed, revised, and mediated by the Parties.

IV. Authorization of the Mayors and Clerks. The Mayor and City Councils of each of the respective Cities hereby authorize their respective Mayor to sign and Clerks to certify this Resolution, the LOST Distribution Certificate(s) attached as Exhibit "A" and any other required documents to effectuate this Resolution; as well as to authorize the Mayors or their designees transmit same to the Department of Revenue ("DOR") for verification.

V. Authorization of the Chairman and Clerk. The Henry County Board of Commissioners hereby authorizes the Chair's signature and the Clerk's certification of this Resolution, the LOST Certificate(s) of Distribution attached as Exhibit "A" and any other required documents to effectuate this Resolution; as well as to authorize the Chair or her designee to transmit same to the Department of Revenue for verification.

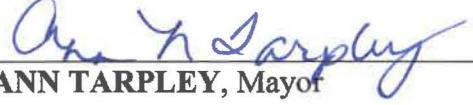
VI. Severability. To the extent any portion of this Resolution is declared to be invalid, unenforceable, or nonbinding, that shall not affect the remaining portions of this Resolution.

VII. Repeal of Conflicting Provisions. All City and County resolutions or agreements are hereby repealed to the extent they are in conflict with this Resolution and LOST Certificate(s) of Distribution in Exhibit "A."

VIII. Effective Date. This Resolution shall take effect immediately.

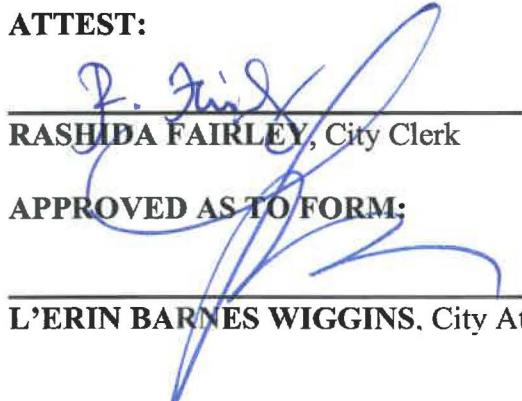
THIS RESOLUTION adopted this 13th day of December 2022.

CITY OF HAMPTON, GEORGIA



ANN TARPLEY, Mayor

ATTEST:



RASHIDA FAIRLEY, City Clerk

APPROVED AS TO FORM:



L'ERIN BARNES WIGGINS, City Attorney

EXHIBIT "A"

LOST CERTIFICATE OF DISTRIBUTION

2023 – 2032



CERTIFICATE OF DISTRIBUTION

TO: State Revenue Commissioner

Pursuant to an Act of the Georgia General Assembly, effective January 1, 1980, relating to Local Sales & Use Taxes, the governing authorities for the qualifying municipalities and the county located within the special district coterminous with the boundaries of Henry County hereby certify that the proceeds of the combination city/county local sales and use tax generated in such district shall be distributed by the State Revenue Commissioner as follows:

City of	<u>Hampton</u>	shall receive	<u>5.50</u>	%
City of	<u>Locust Grove</u>	shall receive	<u>5.50</u>	%
City of	<u>McDonough</u>	shall receive	<u>11.50</u>	%
City of	<u>Stockbridge</u>	shall receive	<u>11.50</u>	%
City of	_____	shall receive	_____	%
City of	_____	shall receive	_____	%
County of	<u>Henry</u>	shall receive	<u>66.00</u>	%

This certificate shall continue in effect until such time as a new certificate shall be executed as provided in said Act.

By executing this schedule, the county and cities, acting through their respective officers, represent that all municipalities lying wholly or partly in the tax jurisdiction have been given an opportunity to show that they are 'qualified municipalities,' as that term is used in the Act, and that all municipalities listed herein as recipients are 'qualified' and so may receive distribution from the proceeds of the tax.

Executed on behalf of the governing authorities of the qualifying municipalities representing not less than a majority of the aggregate population of all qualifying municipalities located within the special district and the governing authority of the county, this _____ day of _____ 20 ____.

Ann C. Sarpley
MAYOR OF THE CITY OF Hampton

Robert S. Rose
MAYOR OF THE CITY OF Locust Grove

Sandra Vincent
MAYOR OF THE CITY OF McDonough

Donald W. Ford
MAYOR OF THE CITY OF Stockbridge

MAYOR OF THE CITY OF _____

MAYOR OF THE CITY OF _____

CHAIRMAN BOARD OF COMMISSIONERS OF

HENRY COUNTY

